

DEC 05 2006

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Response Due Date: 01/06/2006

FACSIMILE TRANSMITTAL SHEET (TRANSMITTAL TO USPTO)

Deliver to: Examiner Sheila B. Smith
Firm Name: U.S. PATENT AND TRADEMARK OFFICE
Fax Number: (571) 273-8300 Telephone No.: (571) 272-7847
From: Jan Little-Washington, Reg. No. 41,181
Date: December 5, 2006 Time: _____
Operator: Yuko Tanaka Matter: 015685.P068
Number of pages including cover sheet: 20
In Re Patent Application of: Paul Petrus
Application No.: 09/668,664 Confirmation No.: 2261
Filed: September 22, 2000 Art Unit: 2617
For: METHOD AND APPARATUS FOR DETERMINING AN OPERATING
CONDITION IN A COMMUNICATION SYSTEM

Enclosed are the following documents:

- ☒ Amendment Transmittal, in duplicate (4 pages)
- ☒ Response and Amendment (15 pages)

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Attorney's Docket No.: 015685.P068

Patent

In re the Application of: Paul Petrus
(inventor(s))AMENDMENT UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDUREApplication No.: 09/668,664Filed: September 22, 2000EXAMINING GROUP 2600For: METHOD AND APPARATUS FOR DETERMINING AN OPERATING CONDITION IN
A COMMUNICATION SYSTEM

(title)

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Alexandria, Virginia 22313-1450

SIR: Transmitted herewith is a Response and Amendment for the above-referenced application.

 Applicant claims small entity status. See 37 CFR 1.27. X No additional fee is required. A Notice of Appeal is enclosed.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	Claims Remaining After Amd.		Highest No. Previously Paid For	Present Extra
Total Claims	* 42	Minus	** 42	0
Indep. Claims	* 7	Minus	*** 7	0
<input type="checkbox"/>	First Presentation of Multiple Dependent Claim(s)			

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SMALL ENTITY	
Rate	Additional Fee
X25	\$
X100	\$
+180	\$
Total Add. Fee	\$

OTHER THAN A SMALL ENTITY	
Rate	Additional Fee
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X200	\$ 0
+360	\$
Total Add. Fee	\$ 0

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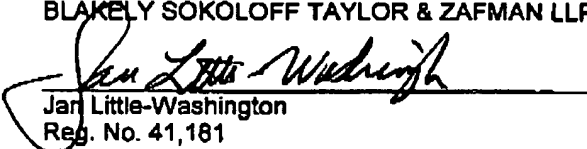
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- _____ A check in the amount of \$ _____ is attached for presentation of additional claim(s).
- _____ Applicant(s) hereby Petition(s) for an Extension of Time of _____ month(s) pursuant to 37 C.F.R. § 1.136(a).
- _____ A check for \$ _____ is attached for processing fees under 37 C.F.R. § 1.17.
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- ☒ Any extension or petition fees under 37 C.F.R. § 1.17.

Date:

12/5/2006

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP


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Attorney's Docket No.: 015685.P068PatentIn re the Application of: Paul Petrus
(inventor(s))

AMENDMENT UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE

Application No.: 09/668,664EXAMINING GROUP 2600Filed: September 22, 2000

For: METHOD AND APPARATUS FOR DETERMINING AN OPERATING CONDITION IN
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*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

SMALL ENTITY	
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X100	\$
+180	\$
Total Add. Fee	\$

OTHER THAN A SMALL ENTITY	
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Date of Transmission December 5, 2006Yuko Tanaka

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_____ Applicant(s) hereby Petition(s) for an Extension of Time of _____ month(s) pursuant to 37 C.F.R. § 1.138(a).

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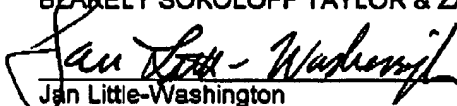
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Date: 12/5/2006

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Jan Little-Washington
Reg. No. 41,181

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015685.P068

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Paul Petrus

Serial No.: 09/668,664

Filed: September 22, 2000

For: METHOD AND APPARATUS FOR
DETERMINING AN OPERATING
CONDITION IN A COMMUNICATION
SYSTEM

Examiner: Smith, Sheila B.

Art Unit: 2617

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**RESPONSE AND AMENDMENT UNDER 37 C.F.R. §§1.116 AND 1.121**

Madam:

In response to the Final Office Action mailed October 6, 2006, Applicant submits the following Response and Remarks. A Claim Listing begins on page 2 of this paper. Remarks begin on page 11 of this paper. Applicant respectfully requests that the Examiner reconsider the Application.

It is not believed that extensions of time are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. §1.136(a), and any fees required therefore are hereby authorized to be charged to Deposit Account No. 02-2666. Please credit any overpayment to the same deposit account.

Kindly consider the following Remarks.

015685.P068
Ser. No. 09/668,664

1

Examiner: Smith, Sheila B.
Art Unit: 2617